**Judith A. Cleaver** Specialist Government and External Affairs



May 9, 2012

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Ms. Jocelyn Boyd Chief Clerk and Administrator Public Service Commission of South Carolina 101 Executive Center Drive, Suite 100 Columbia, South Carolina 29210

Dear Ms. Boyd:

Attached is a Frontier Communications of the Carolinas Inc. tariff filing dated to become effective May 23, 2012 for review and approval by the Public Service Commission of South Carolina.

## Access Service Tariff

Section 2 - Second Revised Page 10

The purpose of this filing is to add a footnote to the Identification and Rating of VoIP-PSTN Traffic section of the tariff.

If there are any questions regarding this filing, please contact me at 972-908-4416.

Sincerely,

/s/ Judi Cleaver

Judi Cleaver

Enclosures

#### ACCESS SERVICE TARIFF

# FRONTIER COMMUNICATIONS OF THE CAROLINAS INC. SOUTH CAROLINA

Section 2 Second Revised Page 10 Cancels First Revised Page 10 EFFECTIVE: May 23, 2012

ISSUED: May 9, 2012 BY: Vice President

Rochester, New York

## 2. <u>General Regulations</u> (Cont'd)

## 2.3 Obligations of the Customer (Cont'd)

#### 2.3.8 Claims and Demands for Damages (Cont'd)

(C) The customer shall defend, indemnify and save harmless the Telephone Company from and against any suits, claims, losses or damages, including punitive damages, attorney fees and court costs by the customer or third parties arising out of any act or omission of the customer in the course of using services provided under this tariff.

#### 2.3.9 <u>Coordination with Respect to Network Contingencies</u>

The customer shall, in cooperation with the Telephone Company, coordinate in planning the actions to be taken to maintain maximum network capability following natural or man-made disasters which affect telecommunications services.

#### 2.3.10 Sectionalization and Trouble Reporting

The customer will be responsible for reporting troubles sectionalized to Telephone Company facilities and/or equipment. When trouble cannot be clearly sectionalized to the Telephone Company facilities and/or equipment, the Telephone Company will test cooperatively or independently to assist in trouble sectionalization.

#### 2.3.11 <u>Identification and Rating Of VoIP-PSTN Traffic</u>\*

(N)

# (A) <u>Scope</u>

- (1) VoIP-PSTN Traffic is defined as traffic exchanged between the Telephone Company end user and the customer in time division multiplexing ("TDM") format that originates and/or terminates in Internet protocol ("IP") format. This section governs the identification of VoIP-PSTN Traffic that is required to be compensated at interstate access rates by the Federal Communications Commission in its Report and Order in WC Docket Nos. 10-90, etc., FCC Release No. 11-161 (Nov. 18, 2011) ("FCC Order"). Specifically, this section establishes the method of separating such traffic (referred to in this tariff as "Relevant VoIP-PSTN Traffic") from the customer's traditional intrastate access traffic, so that such Relevant VoIP-PSTN Traffic can be billed in accordance with the FCC Order.
- This section will be applied to the billing of switched access charges to a customer that is a local exchange carrier only to the extent that the customer has also implemented billing of interstate access charges for Relevant VoIP-PSTN Traffic in accordance with the FCC Order.

# (B) Rating of VoIP-PSTN Traffic

The Relevant VoIP-PSTN Traffic identified in accordance with this tariff section will be billed at rates equal to the Telephone Company's applicable tariffed interstate switched access rates as specified in the Telephone Company's applicable federal access tariff.

\* On April 25, 2012 the FCC released its Second Order on Reconsideration of the USF/ICC Transformation Order. Based on this Order, the tariff language in this section will also apply to originating access for VoIP-PSTN traffic for the period of December 29, 2011 through the effective date of the FCC's April 25th Order, which will occur 45 days after publication of the Order in the Federal Register.

(N)

(N)

(D)